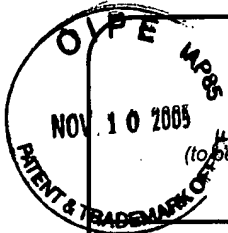


TFW 3663



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/056,942
Filing Date	January 25, 2002
First Named Inventor	H. Brock Kolls
Art Unit	3663
Examiner Name	Ronnie M. Mancho
Attorney Docket No.	USE-660US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Restriction Requirement (2); Postcard
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Remarks:

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm Name	RatnerPrestia		
Signature			
Printed Name	Stephen J. Weed		
Date	November 7, 2005	Registration No.	45,202

CERTIFICATE OF TRANSMISSION / MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

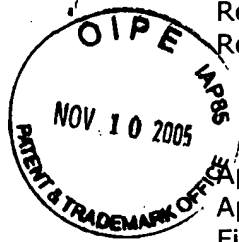
Signature			
Typed or Printed Name	Lorraine C. Fox	Date	November 7, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Appln. No.: 10/056,942
Response Dated November 7, 2005
Reply to Office Action of September 7, 2005

USE-660US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 10/056,942
Applicant: H. Brock Kolls
Filed: January 25, 2002
Title: WIRELESS VEHICLE DIAGNOSTIC DEVICE AND METHOD WITH
SERVICE AND PART DETERMINATION CAPABILITIES
TC/A.U.: 3663
Examiner: Ronnie M. Mancho
Confirmation No.: 5036
Docket No.: USE-660US

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

This is in response to the Restriction Requirement stated in the Office Letter dated **September 7, 2005**.

The Examiner requires that claims of either:

- Group I: Claims 1-18, 19, 32, 33 drawn to a system for collecting vehicle data, classified in class 701, subclass 35;
- Group II: Claims 30, 31, 36, 37 drawn to a system for wirelessly collecting vehicle data, classified in class 370, subclass 913;
- Group III: Claims 23-29, 35 drawn to a method of servicing a vehicle using e-commerce, classified in class 705, subclasses 22, 23 and class 701, subclass 31; and
- Group IV: Claims 20-22, 34 drawn to a method servicing a vehicle by utilizing vehicle data, classified in class 340, subclasses 439-442.;

and species of

- A) vehicle service recommendation only;
- B) vehicle replacement part recommendation only; or
- C) vehicle service and vehicle replacement recommendation;

and

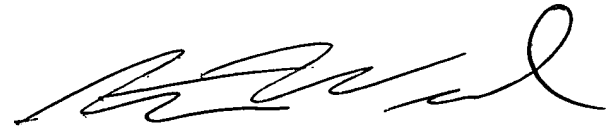
- a) the embodiment of Figure 1B;
- b) the embodiment of Figure 1C;
- c) the embodiment of Figure 1D'
- d) the embodiment of Figure 1E;

- e) the embodiment of Figure 1F;
- f) the embodiment of Figure 1G;
- g) the embodiment of Figure 1H; or
- h) the embodiment of Figure 1J.

be elected for prosecution. Applicant elects to prosecute **Group III** (claims 23-29 and 35); species **(C)** vehicle service and vehicle replacement recommendations; and species **(a)** the embodiment of Figure 1B. Claims 23-29 and 35, among others, read on elected (C) and on elected species (a). This election is made without traverse.

Respectfully submitted,

RatnerPrestia



Benjamin E. Leace, Reg. No. 33,412
Stephen J. Weed, Reg. No. 45,202
Attorneys for Applicant


SJW/kpc

Dated: November 7, 2005

P.O. Box 980
Valley Forge, PA 19482
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 7, 2005.


Lorraine C. Fox